Sectt. II-27—58,004—27-10-47.

# REVENUE (1948) Department.

MS SERIES

G.O. NO. 1854

Dated 4. VIII. 48

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[Despatch Abstract.]

Public Servants—(S. Kanara)—Shivappa (Sri) M. Peon, Collector's Office, Mangalore—Arrears of pay—Investigation by A.G.—Ordered.

REVENUE DEPARTMENT.

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Subject.

SHIVAPPA (Sri) M. - (South Kanara) - Peon, Collector's Office, Mangalore - Arrears of pay - Sanction - Requested.

R 36695 26.cep h2

Ref.W.5901/48-1

Station: Madras. dated the 18th June 1948.

From

P.M. Jayarajan Esq., Bar-at-Law, I.C.S.,
Secretary, Board of Revenue.

26 JUN 1948

S. Ranganathan Esq., O.B.E., I.C.S.,
Commissioner of Land Revenue and Commercial Taxes

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Read: From the Collector of South Kanara, Ref.Al.2607/48 dated 8-4-48
Do. do. 29-5-48.

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REFERENCE:

Submitted to the Government.

2. The Government may be pleased to authorise the Accountant General to investigate the arrear claim and sanction the payment of the arrear amount found due to the peon, Sri M. Shivappa.

For SECRETARY.

To

The Secretary to Government, Revenue Department with bills and enclosures sent by Collector.

Vrs/21.

Ref: A1-2607/48

S.Kanara Collector's Office,
Mangalore, dated: 29-5-1948.

From

S. R. Kaiwar, Esq., I.C.S.,
Collector of South Kanara,
Mangalore.

To

The Secretary to the Board of Revenue,
Land Revenue & Commrl. Taxes,
M A D R A S.

Sir,

ALLOWANCES Arrears of pay due to M. Shivappa, peon, Collector's Office, Mangalore - claim - Payment - sanction Requested.

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Ref: (1) This Office Ref: A 1-2607/48 dated 8-4-48.
(2) Board's N.Dis. dated 22-4-48.

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The particulars called for are furnished below:-

| | | |
|---|---|---|
| (1) | Period to which the arrear claim relates. | 15-7-1941 to 23-8-45.<br>27-4-44 to 6-12-44. |
| (2) | Period for which it should be investigated.. | 15-7-41 to 23-8-45.<br>27-4-44 to 6-12-44. |
| (3) | The amount involved in the claim. | Rs.<br>31- 1-0<br>23- 2-0<br>54- 3-0 |
| (4) | Reasons for the delay in preferring the claim. | Misconception of the Subordinate officers that the peon was not eligible for leave; delay in regularizing his service and in declaring the satisfactory completion of probation. |
| (5) | The ground adduced for the condonation of the delay. | The money involved in this case is a pretty large sum for a Government peon's grade. |
| (6) | Whether the applicant was responsible for the delay and if so, what his explanation is. It should also be stated whether he claimed or made any representations regarding the payment of increments due to him when they occured. | The applicant was not responsible for the delay. Please see this office report Ref: A1-2607/48 dated 8-4-1948. |
| (7) | Period and amount for which the Collector recommends the payment of arrears. | 15-7-1941 to 23-8-45.<br>27-4-44 to 6-12-44 as detailed in the enclosed bills. |

2. The delay in this case was not due to the negligence or carelessness of the claimant and the reasons for the delays were represented in this office Ref: A1-2607/48 dated 8-4-1948.

3. The records of this office (1) D.Dis.12468/47, (2) D.Dis.11150/47, (3) D.Dis.6207/47 and (4) L.Dis.287/48 and L.Dis.3613/48 are enclosed, together with the papers received with the Board's endorsement cited above.

For Collector

S. Kanara Collector's Office,
Mangalore, dated: 8-4-1948.

S. R. Kaiwar, Esq., I.C.S.,
Collector of South Kanara,
Mangalore.

To

The Secretary to Government,
Finance Department,
M A D R A S.

Through:

The Board of Revenue,
M a d r a s.

Sir,

ALLOWANCES: Arrears of pay due to M. Shivappa, peon, Collector's Office, Mangalore - Claim - Payment - Sanction requested.

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I enclose a copy of the petition dated 26-1-1948 of M. Shivappa, officiating peon of my office claiming certain arrears of pay due to him.

2. The petitioner had started his service in this department on 8-8-1931 and completed his probation on 17-11-1941. He is therefore governed by the Fundamental Rules for the purpose of leave when he was working in the Mangalore Taluk office it was wrongly held that he was governed by the Madras Leave Rules 1933, and the leave taken by him in 1941 and in 1944 was inadvertently treated as leave on loss of pay. This mistake was detected in the Collector's Office after he was transferred to the Collector's Office and the leave granted to him in 1941 and 1944 was treated as L.A.P. L.H.P etc. in this office orders D.Dis.6206/47 dated 7-5-47, D.Dis.11150/47 dated 28-8-47 and D.Dis.12468/47 dated 27-9-47. An increment was also sanctioned to him by the Revenue Divl. Officer Mangalore after his probation was declared complete. On account of the above orders, a sum of Rs.70-14-0 was found to be due to him and the bills in respect of the arrears were sent to the Accountant General with this office Ref. F2-3613/47 dated 4-11-47, but the Accountant General in his letter S.K.1303 dated 11-12-47, while holding that no preaudit was necessary in this case, intimated that the payment should be restricted to a period of one year preceding the date of detection of under-payment. Under these circumstances the petitioner's claim for the amount due to the period prior to 24-8-1945 was disallowed and only a sum of Rs.16-11-0 relating to the period from 24-8-45 was paid.

3. The petitioner now presses his claim for the balance of Rs.54-3-0 due to him. His claim has been examined. A sum of Rs.54-3-0 in the case of a peon is really a considerable amount in these days of high cost of living and particularly to a peon. I consider that he should not suffer for no fault of his, I accordingly recommend that the Government may be pleased to accord sanction for the payment of the sum of Rs.54-3-0 covered by the enclosed bills under Sub Para 3 of Art.54 of M.F.C.Volume I.

(36659 G/48) Ex 4/48

Read

pleq.

Ltr/.18

From the Bd of Rev. M. 5901/48-1 dt 18-6-48

G.O. Ms. No. 1854 dt 4.8.48

The Accountant General is authorised to investigate the claims for arrears of leave Salary due to M. Shivappa peon Collector's Office Mangalore D. Kanara Dt. for the period from 15-7-41 to 23-8-45.

2. He is also authorised to investigate the claims for arrears of increments due to the peon referred to above for the period from 21-4-44 to 6-12-44.

3. Sanction is also accorded for the payment of the arrears of leave Salary and the arrears of increments in full to the peon referred to above with Refce.

to article 55 of the Madras Financial Code Vol I. ~~The arrears found to be due to him Should be paid in full~~

Pt 27-28
BK. 34
To
The Bd. of Rev. with Bills & other records relg. to A. G. thro' Fin. for info with enclos

12.8.48

SAB
21.7.48
22.7.48

OK
mk 17

Note — A revised draft order is submitted with reference to the notes of the Fin. Dept. at X on p 2 ante. The file may be sent to Fin for acceptance of the draft order

SAB
21.7.48

Read

---- From the Bd. of Rev. H. 5901/48-1 dt 18-6-48

G.O. Ms. No

The Accountant General is authorised to investigate the claims for arrears of pay (pay leading to arrears) of Sri M. Shivappa, peon Collector's Office Mangalore S. Kanara Dt for the period from 15-7-41 to 23-8-45.

2. He is also authorised to investigate the claims for arrears of increments of the peon referred to above for the period from 27-4-44 to 6-12-44. The arrears found to be due to him should be paid in full.

SAB
3.7.48

B
3.7.48

A. G. Hyd. Fin

Note — Fin. w.o. for acceptance

SAB
3/7/48
3.7.48

Rev. w.o.
366596/48-1

From (GR)

The reference from the collector of S.Kanara on p 2 cf and the draft Order on p 1 above may be passed.

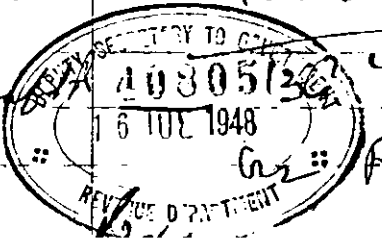
2/ As the claims are time barred specific sanction of Govt. for the payment of the amount claims, subject to pre audit by A.G., is necessary. cf Article 56 of the Madras Financial Code Vol. I. Rev. may be requested to amend the Draft order accordingly.

Fin X

pp 27-28 BR 34.

Fin. No. 48925 C&R-1

Subject to the above remarks the Draft Order on p 1 above may be accepted.




Rev

13/7

Rev. dept

To W.S.

Please See the notes of the Fin (C.S.R. dept on p. 2 ante. With refce to X on the ~~p. 2 Fin. dept's notes on p. 2 ante~~ a revised draft order is Subtd for approval. ~~The file may be Sent to the Fin. dept for acceptance of the draft order.~~ Fin may see before issue

~~SAB~~
~~21.7.48~~
~~22.7.48~~

CSR
23.7

Finance (CSR)

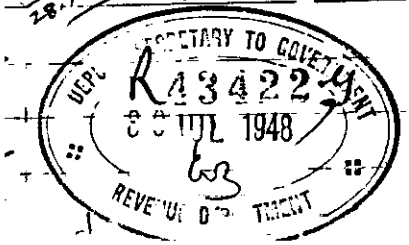
(Previous Finance note on p. 2 above)

The revised draft ord below may be passed

CSR
28.7.48

28/7 Rev

Rev dept




To W.S.

Please See the

previous notes of this Dept. ~~on p 3 ante~~ and the notes of the E in Dept. on p 3 ante the draft order below may now issue.

SAB
30-7-68

R-1
31.7

6
30-7-68